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DATE: January 11, 2006

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Examiner - Sean E. Conley

571-273-8300

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.: 10/765,807

Confirmation No. 2456

Applicant: James F. Garvey *et al.*

Filed: January 27, 2004

Title: METHOD OF ALTERING A FLUID-BORNE CONTAMINANT

TC/A.U.: 1744

Examiner: Sean E. Conley

Docket No.: 20420.00003 [R-5812]

Cust. No.: 01342

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

**RESPONSE TO ELECTION-
OF-SPECIES REQUIREMENT**

Sir:

In response to the Office Action of January 4, 2006, which imposed an election-of-species requirement, Applicant hereby provisionally elects, with traverse, to first prosecute generic claim 1, Species II of Group A (*i.e.*, claim 3), Species II of Group B (*i.e.*, claims 6-7) and Species I of Group C (*i.e.*, claim 10), pending the allowability of a generic claim linking the various species.

Respectfully submitted,

PHILLIPS LYTLE LLP

By 

Peter K. Sommer, Esq.

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Dated: January 11, 2006

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PHILLIPS LYTLE LLP

By 

Peter K. Sommer, Esq.

Reg. No. 26,587

Signed: January 11, 2006

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